

F# 2013R01261 OCDEF No. WG-CR-21

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

- - - - -X

UNITED STATES OF AMERICA

- against -

JORGE HUMBERTO ESPITIA ARCINIEGAS,
also known as "El Viejo,"
"El Tio" and "Bolichito,"
CARLOS ANDRES ESPITIA GARCIA
also known as "Charli"
and "Sobrino,"
PAUL EUGENE SESSOMES,
also known as "La Paula" and
"La Negra," and
MARLENY AMPARO TORRES
also known as "La Flaca,"

Defendants.

- - - - -X

THE GRAND JURY CHARGES:

COUNT ONE

(Conspiracy to Launder Monetary Instruments)

1. In or about and between January 2006 and December 2009, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants JORGE HUMBERTO ESPITIA ARCINIEGAS, also known as "El Viejo," "El Tio" and "Bolichito," CARLOS ANDERS ESPITIA GARCIA, also known as "Charli," and "Sobrino," PAUL EUGENE SESSOMES also known as "La Paula" and "La Negra," and MARLENY AMPARO TORRES, also known as "La Flaca" together with others, did knowingly and intentionally conspire to conduct financial transactions in and affecting

INDICTMENT

CR 13 461

Cr. No. 13-461
(T. 18, U.S.C., §§ 982,
1956(a)(1)(B)(i), 1956(h),
2 and 3551 et seq.)

MATSUMOTO, J.

AZRACK, M.J.

U.S. DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
2013 AUG -1 PM 4:43
FILED
CLERK

interstate and foreign commerce, to wit: the transfer of funds and deposits of United States currency into bank accounts, which transactions in fact involved the proceeds of specified unlawful activity, to wit: narcotics trafficking, in violation of Title 21, United States Code, Sections 841(a)(1), 846, 952, 959 and 963, knowing that the property involved in the financial transactions represented the proceeds of some form of unlawful activity and knowing that the financial transactions were designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership and the control of the proceeds of the specified unlawful activity, contrary to Title 18, United States Code, Section 1956(a)(1)(B)(i).

(Title 18, United States Code, Sections 1956(h) and 3551 et seq.)

COUNT TWO

(Laundering of Monetary Instruments)

2. On or about August 3, 2008, within the Eastern District of New York and elsewhere, the defendants JORGE HUMBERTO ESPITIA ARCINIEGAS, also known as "El Viejo," "El Tio" and "Bolichito," CARLOS ANDRES ESPITIA GARCIA, also known as "Charli" and "Sobrinio," PAUL EUGENE SESSOMES, also known as "La Negra" and "La Paula," and MARLENY AMPARO TORRES, also known as "La Flaca," together with others, did knowingly and intentionally conduct and attempt to conduct a financial transaction in and affecting interstate and foreign commerce, to wit: the delivery and

transfer of \$300,000 of United States currency, which transaction in fact involved the proceeds of specified unlawful activity, to wit: narcotics trafficking, in violation of Title 21, United States Code, Sections 841(a)(1), 846, 952, 959 and 963, knowing that the property involved in the financial transaction represented the proceeds of some form of unlawful activity and knowing that the financial transaction was designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership and the control of the proceeds of the specified unlawful activity.

(Title 18, United States Code, Sections 1956(a)(1)(B)(i), 2 and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION AS TO COUNTS ONE AND TWO

3. The United States hereby gives notice to the defendants that, upon their conviction either of the offenses charged in this Indictment, the government will seek forfeiture in accordance with Title 18, United States Code, Section 982(a)(1), of all property involved in each offense of conviction and all property traceable to such property.

4. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third party;

(c) has been placed beyond the jurisdiction of the court;

(d) has been substantially diminished in value; or


(e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1), to seek forfeiture of any other property of the defendants up to the value of the forfeitable property described in this forfeiture allegation.

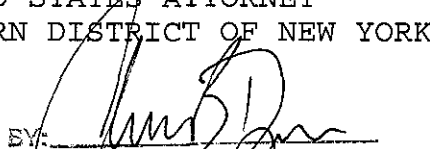
(Title 18, United States Code, Section 982)

A TRUE BILL


FOREPERSON


ARTHUR G. WYATT, CHIEF
NARCOTIC AND DANGEROUS DRUG
SECTION, CRIMINAL DIVISION
UNITED STATES DEPARTMENT OF
JUSTICE

LORETTA E. LYNCH
UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK


BY: _____
ACTING UNITED STATES ATTORNEY
PURSUANT TO 28 C.F.R. 0.136

No.

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

JORGE HUMBERTO ESPITIA ARCINIEGAS, *et al.*,
Defendants.

INDICTMENT

(T. 18, U.S.C., §§ 1956(a)(1)(B)(i), and 2; 1956(h) and 3551 et seq.)

A true bill.

Andrea MacMillan-Rukey

Foreman

Filed in open court this _____ day,

of _____ A.D. 20 _____

Clerk

Bail, \$ _____

Stephen M. May, Trial Attorney, Dept. of Justice (202-514-1373)